CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

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| DOUG SMALLS, |) | |
|-------------------------|--------------------------------|--|
| Plaintiff, |) Civil Action No. 7:06CV00029 | |
| , |) | |
| v. |) <u>FINAL ORDER</u> | |
| • |) | |
| |) By: Hon. Glen E. Conrad | |
| GENE M. JOHNSON, et al. |) United States District Judge | |
| Defendants. |) | |

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that defendants' motion for summary judgment shall be and hereby is **GRANTED**, and that this action shall be and hereby is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to plaintiff and counsel of record for defendants.

ENTER: This 18th day of August, 2006.

United States District Judge